## REMARKS

A. Status of the Application

Claims 1-27 are presently pending in the application.

Claims 1-9, 12-16, 18-23, 26 and 27 were allowed by the Examiner.

Claims 10, 11, 17, 24, and 25 are objected to for various informalities.

With respect to Claim 10, the Examiner requested that the occurrences of "a progressive I-slice refreshed MPEG data stream" be changed to "*the* progressive I-slice refreshed MPEG data stream". While the Applicants have no wish to ignore the Examiner's instructions, and hope that this application can be allowed after this response is considered, they would like to call the Examiner's attention to the present language of Claim 10, and request consideration that the originally filed Claim 10 is actually properly drafted:

> **10**. (as originally filed) A method in accordance with claim 1, comprising:
> determining whether *the data stream* is *an I-frame based MPEG data*
> *stream* or a progressive I-slice refreshed MPEG data stream, such that, in
> the event that *the data stream* is *an I-frame based MPEG data stream*,
> the data stream is stored for trick play mode use without further
> processing.

The first highlighted term "the data stream" refers back to the data stream recited in Claim1. It is then proper to use the term "an I-frame based MPEH data stream", as this is merely a descriptor for the type of data stream that is being tested for. The same is true of the second occurrence of "an I-frame based MPEH data stream" – The term is being used as a modifier or descriptor for "the data stream" of Claim 1. If Applicants were to modify the claim as requested, it would read as follows:

> **10**. (as originally filed) A method in accordance with claim 1, comprising:
> determining whether *the data stream* is *the I-frame based MPEG data*
> *stream* or a progressive I-slice refreshed MPEG data stream, such that, in
> the event that *the data stream* is *the I-frame based MPEG data stream,*

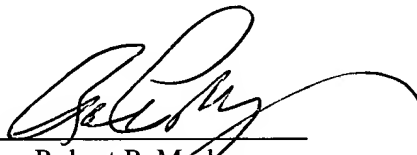the data stream is stored for trick play mode use without further processing.

Such a claim would be improper, and the Examiner is requested to allow Claim 10 as originally filed.

The Applicants also submit that the argument set forth above is rightfully applicable to the objections that the Examiner raised with respect to Claims 11, 24 and 25, and that those claims can properly be allowed in their present form.

**CONCLUSION**

Thus, claims 1-16 and 18-27 remain pending in the instant application, and reconsideration of this application is requested. In view of the above amendments and cancellation, the application is believed to be in condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

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By: _____

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